

DEPARTMENT OF FINANCE BILL ANALYSIS

AMENDMENT DATE: Original
POSITION: Neutral, note concerns

BILL NUMBER: SB 1102
AUTHOR: M. Machado
RELATED BILLS: AB 1803, 2006

BILL SUMMARY: California Bay-Delta Authority Act

The California Bay-Delta Authority (CBDA) was established in 2003 to oversee implementation of the CALFED Bay Delta Program. This bill would repeal the California Bay-Delta Authority Act (Act) which established the CBDA in the Resources Agency.

FISCAL SUMMARY

Effective July 1, 2006, Chapter 77, Statutes of 2006 reorganized the CALFED Bay-Delta Program (CALFED Program) and transferred the funding, positions, and responsibilities of the CBDA to other departments and agencies. No funding is currently provided to the CBDA and it is no longer in operation. As such, repeal of the statutory authority for the CBDA is technically consistent with actions previously taken by the Administration and the Legislature and would therefore have minimal or no fiscal impact.

COMMENTS

Finance is neutral on this bill because it is technically consistent with the 2006 reorganization of the CALFED Program and would have minimal or no fiscal impact. However, we note the following concerns:

- The statutory language effectuating the transfer of CBDA functions and responsibilities for the CALFED Program included cross references to Act. Consequently, repeal of the Act could potentially create uncertainty regarding the statutory authority for the departments and agencies that currently administer the CALFED Program.
- The CALFED Program includes partnerships with several federal entities who have expressed their desire for a clearly established governing structure for the CALFED Program. Repeal of the Act without providing a new statutory governing structure for the CALFED Program could jeopardize federal participation and federal funding for projects in the Delta.
- The Delta Vision Blue Ribbon Task Force is currently developing a strategic plan that will address a wide variety of issues affecting the Delta, including governance of the CALFED Program. Therefore, it would be premature to repeal the Act prior to the establishment of a new statutory governing structure.

The CALFED Program was established in 1995 to address environmental concerns in the Delta while ensuring adequate water supplies for agricultural and urban users. Consistent with the Record of Decision, existing law defines 11 program elements within the CALFED Program, including ecosystem restoration, water storage, water quality, and water use efficiency. The 2008-09 Governor's Budget includes \$242.4 million for the CALFED Program.

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Analyst/Principal (0631) M. Almy	Date	Program Budget Manager Karen Finn	Date
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Department Deputy Director	Date
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Governor's Office:	By:	Date:	Position Approved _____
			Position Disapproved _____

BILL ANALYSIS	Form DF-43 (Rev 03/95 Buff)
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BILL ANALYSIS/ENROLLED BILL REPORT--(CONTINUED)**Form DF-43****AUTHOR****AMENDMENT DATE****BILL NUMBER**

M. Machado

Original

SB 1102

Code/Department Agency or Revenue Type	SO	(Fiscal Impact by Fiscal Year)							
	LA	(Dollars in Thousands)							
	CO	PROP							Fund
	RV	98	FC	2007-2008	FC	2008-2009	FC	2009-2010	Code
0540/Secty Res	SO	No	----- No/Minor Fiscal Impact -----						0001